Case 08-34209 Doc 1 Filed 12/15/08 Entered 12/15/08 15:07:55 Desc Main B1 (Official Form 1) (1/08) Document Page 1 of 39

# United States Bankruptcy Court Northern District of Illinois Eastern Division

Voluntary Petition

Name of Debtor (if individual, enter Last, First, Middle):  Horton, Melinda Gladys							Name of Joint Debtor (Spouse) (Last, First, Middle)							
						Щ								
All Other Names and trade names) <b>FKA Melin</b>	):		last 8 years	s (include ma	rried, maider	n All O maid	ther Names use en and trade na	d by the Joint mes):	Debtor in the	last 8 years (include married,				
Last four digits of a (if more than one,		or Individual-Ta		(ITIN) No./C	omplete EIN		our digits of Soc re than one, stat		idual-Taxpaye	r I.D. (ITIN) No./Complete EIN				
Street Address of	•		-	e):		Stree	t Address of Joi	nt Debtor (No.	& Street, City	, and State):				
245 W 919		pt # 708	3			_l								
Chicago I	IL .			6	0620	_								
County of Reside	nce or of th	e Principal Pla	ace of Busin	iess:		Coun	ty of Residence	or of the Princ	cipal Place of I	Business:				
		CO	OK											
Mailing Address of	of Debtor (if	different from	street addre	ess)		Mailir	ng Address of Jo	int Debtor (if o	different from s	treet address):				
Location of Princi	pal Assets	of Business D	ebtor (if diffe	erent from str	eet address	above):								
Type of Debto (Che	or (Form of (			Nature of Bu		Cha	pter of Bankru	ptcy Code Un	nder Which th	e Petition is Filed (Check one box)				
_	`	loint Debtors)		n Care Busine	ess		Chapter 7		☐ Chapter	15 Petition for Recognition				
	it D on page 2 on (include:	2 of this form s LLC & LLP)	define	e Asset Real ed in 11 U.S.		.	Chapter 9 Chapter 11		of a Fore	eign Main Proceeding				
☐ Partnersh	•	0	Railro	oad kbroker			☐ Chapter 12 ☐ Chapter 15 Petition for Recognition  of a Foreign Nonmain Proceeding							
l <u> </u>	•	t one of the		modity Broke	-		Chapter 13	No.						
above en	tities, check	this box	<b>I</b>	ing Bank			Nature of Debts (Check one Box)							
and state	type of enti	ity below.)	Other	Tax-Exempt	Entity		■ Debts are primarily consumer Debts are primarily business debts, defined in 11 U.S.C. debts.							
			(0	Check box, if ap	plicable.)	§	101(8) as "incu	rred by an						
			_	or is a tax-exe nization under	•	ne p	ndividual primari ersonal, family,							
				d States Cod nue Code).	e (the Interna	al p	urpose."							
		Filing Fee (C	heck <b>one</b> box)	)		Check	Chapter 11 Debtors Check one box							
Filing Fee atta	ached						Debtor is a smal			in 11 U.S.C. § 101(51D)				
☐ Filing Fee to b	ne paid in in	stallments (ap	plicable in i	ndividuals on	ly). Must atta			mall business	debtor as def	ined in 11 U.S.C. § 101(51D)				
signed applica unable to pay				, ,			Debtor's aggreg			debts (excluding debts owed to				
☐ Filing Fee way	vier request	ted (annlicable	to chanter	7 individuals	only) Must	Che	nsiders or afflia	e boxes:		<u> </u>				
attach signed					• /		A plan is being f Acceptances of	•		etition from one of more classes				
							of creditors, in a	•						
Statistical/Admi Debtor estima			ilable for dis	stribution to u	nsecured cre	edtions				This space is for court use only				
	ates that, af	ter any exemp	ot property is	s excluded ar			ses paid, there w	vill be no						
Estimated Number	of Creditors	<u> </u>												
1- 49	50- 99	100- 199	200- 999	1,000- 5,000	5,001- 10,000	10,001 25,000	25,001 50,000	50,001 100,000	Over 100,000					
Estimated Assets	<b>.</b>								<b>D</b>					
\$0 to	\$50,001to \$100,000	\$100,001 to \$500,000	\$500,001 to \$1	\$1,000,001 to \$10	\$10,000,001 to \$50	\$50,000,001 to \$100		\$500,000,001 to \$1billion	More than \$1 billion					
Estimated Liabilitie			million	million	million	million	million							
	\$50,001 to	\$100,001 to	<b>□</b> \$500,001	\$1,000,001	\$10,000,001	\$50,000,001	\$100,000,001	\$500,000,001	☐ More than					
	\$100,000	\$500,000	to \$1	to \$10	to \$50	to \$100	to \$500	to \$1billion	\$1 billion					

Case 08-34209 Doc 1 Filed 12/15/08 Entered 12/15/08 15:07:55 Desc Main B1 (Official Form 1) (1/08) Document Page 2 of 39 **Voluntary Petition** Name of Debtor(s) Horton, Melinda Gladys This page must be completed and filed in every case) All Prior Bankruptcy Case Filed Within Last 8 Years (if more than two, attach additional sheet) Location Where Filed: Case Number: Date Filed: None None Pending Bankruptcy Case Filed by any Spouse, Partner, or Affilate of this Debtor (if more than one, attach additional sheet) Name of Debtor: Date Filed: Case Number: None District: Relationship: Judge: **Exhibit B** Exhibit A (To be completed if debtor is an individual whose debts are primarily consumer debts.) (To be completed if debtor is required to file periodic reports (e.g., I, the attorney for the petitioner named in the foregoing petition, declare that I forms 10K and 10Q) with the Securities and Exchange Commission have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12 pursuant to Section 13 or 15 (d) of the Securities Exchange Act of or 13 of title 11, United States Code, and have explained the relief available under 1934 and is requesting relief under chapter 11.) each such chapter. I further certify that I have delivered to the debtor the notice required by 11 USC § 342(b). Exhibit A is attached and made a part of this petition. /s/ Wylie W Mok Wylie W Mok Dated: 12/15/2008 **Exhibit C** Does the debtor own or have possession of any property that poses or is alleged to pose a threat of imminent and identifiable harm to public health or safety? Yes, and Exhibit C is attached and made a part of this petition. Nο **Exhibit D** (To be completed by every individual debtor. If a joint petition is filed, each spouse must complete and attach a separate Exhibit D.) Exhibit D completed and signed by the debtor is attached and made a part of this petition. Exhibit D also completed and signed by the joint debtor is attached and made a part of this petition. Information Regarding the Debtor - Venue (Check the Applicable Box.) Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this District for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other District. There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District. Debtor is a debtor in a foreign proceeding and has its principal place of business or principal assets in the United States in this District, or has no principal place of business or assets in the United States but is a defendant in an action or proceeding [in a federal or state court] in this District, or the interests of the parties will be served in regard to the relief sought in this District. Certification by a Debtor Who Resides as a Tenant of Residential Property (Check all applicable boxes.) П Landlord has a judgment against the debtor for possession of debtor's residence. (If box checked, complete the following.) (Name of landlord that obtained judgment) (Address of Landlord) Debtor claims that under applicable nonbankruptcy law, there are circumstances under which the debtor would be

# 

Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(1))

permitted to cure the entire monetary default that gave rise to the judgment for possession, after the judgment for

Debtor has included in this petition the deposit with the court of any rent that would become due during the 30-day

period after the filing of the petition.

possession was entered, and

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PFG Record #

Case 08-34209 Doc 1 Filed 12/15/08 Entered 12/15/08 15:07:55 Desc Main B1 (Official Form 1) (1/08) Document Page 3 of 39

### **Voluntary Petition**

This page must be completed and filed in every case)

# Name of Joint Debtor(s) Horton, Melinda Gladys

# **Signatures**

### Signature(s) of Debtor(s) (Individual/Joint)

I declare under penalty of perjury that the information provided in this petition is true and correct.

[If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7] I am aware that I may proceed under chapter 7,11, 12 or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7.

[If no attorney represents me and no bankruptcy petition preparer signs the petition] I have obtained and read the notice required by 11 U.S.C. § 342(b).

I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.

# /s/ Melinda Gladys Horton Melinda Gladys Horton

Dated: 12/12/2008

### Signature of a Foreign Representative

I declare under penalty of perjury that the information provided in this petition is true and correct, that I am the foreign representative of a debtor in a foreign proceeding, and that I am authorized to file this petition (Check only **one** box.)

□ I request relief in accordance with chapter 15 of title 11, United States Code. Certified copies of the documents required by 11 U.S.C. § 1515 are attached.

Pursuant to 11 U.S.C. § 1511, I request relief in accordance with the chapter of title 11 specified in this petition. A certified copy of the order granting recognition of the foreign main proceeding is attached.

(Signature of Foreign Representative)

(Printed Name of Foreign Representative)

# << Sign & Date on Those Lines

# Signature of Attorney /s/ Wylie W Mok

Signature of Attorney for Debtor(s)

# **Wylie W Mok**

Printed Name of Attorney for Debtor(s)

LAW OFFICES OF PETER FRANCIS GERACI 55 E. Monroe Street #3400 Chicago IL 60603 312.332.1800 (PH)

Date: 12/15/2008

\* In a case in which § 707(b)(4)(D) applies, this signature also constitutes a certification that the attorney has no knowledge after an inquiry that the information in the schedule incorrect.

### Signature of Debtor (Corporation/Partnerhsip)

I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

Signature of Authorized Individual

Printed Name of Authorized Individual

Title of Authorized Individual

Date

### Signature of Non-Attorney Bankruptcy Petition Preparer

I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; (2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h), and 342(b); and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for fi ling for a debtor or accepting any fee from the debtor, as required in that section. Official Form 19B is attached.

Printed Name and title, if any, of Bankruptcy Petition Preparer

Social Security number (If the bankrutpcy petition preparer is not an individual, state the Social Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.) (Required by 11 U.S.C. § 110.) Address

#### Date

Signature of Bankruptcy Petition Preparer or officer, principal, responsible person, or partner whose social security number is provided above.

Names and Social Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is not an individual:

If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.

A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both 11 U.S.C. §110; 18 U.S.C. §156.



# Document Page 4 of 39 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

**Melinda Gladys Horton Debtor** 

Bankruptcy Docket #:

# EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE WITH CREDIT COUNSELING REQUIREMENT

Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot do so, you are not eligible to file a bankruptcy case, and the court can dismiss any case you do file. If that happens, you will lose whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismissed and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors' collection activities.

Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. check one of the five statements below and attach any documents as directed.

1. Within the 180 days before the filing of my bankruptcy case, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in

United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, and I have a certificate from the agency describing the services provided to me. Attach a copy of the certificate and a copy of any debt repayment plan developed through the agency.
2. Within the 180 days before the filing of my bankruptcy case, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, but I do not have a certificate from the agency describing the services provided to me. You must file a copy of a certificate from the agency describing the services provided to you and a copy of any debt repayment plan developed through the agency no later than 15 days after your bankruptcy case is filed.
3. I certify that I requested credit counseling services from an approved agency but was unable to obtain the services during the five days from the time I made my request, and the following exigent circumstances merit a temporary waiver of the credit counseling requirement so I can file my bankruptcy case now. [Must be accompanied by a motion for determination by the court.] [Summarize exigent circumstances here.]
If your certification is satisfactory to the court, you must still obtain the credit counseling briefing within the first 30 days after you file your bankruptcy petition and promptly file a certificate from the agency that provided the counseling, together with a copy of any debt management plan developed through the agency. Failure to fulfill these requirements may result in dismissal of your case. Any extension of the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. Your case may also be dismissed if the court is not satisfied with your reasons for filing your bankruptcy case without first receiving a credit counseling briefing.

by a motion for determination by the court.]

4. I am not required to receive a credit counseling briefing because of: [Check the applicable statement.] [Must be accompanied

Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by reason of mental illness or mental deficiency so as to be incapable of realizing and making rational decisions with respect to financial responsibilities.);

Disability. (Defined in 11 U.S.C. § 109(h)(4) as physically impaired to the extent of being unable, after reasonable effort, to participate in a credit counseling briefing in person, by telephone, or through the Internet.);

Active military duty in a military combat zone.

5. The United States trustee or bankruptcy administrator has determined that the credit counseling requirement of 11 U.S.C. § 109(h) does not apply in this district.

I certify under penalty of perjury that the information provided above is true and correct.

Dated: 12/12/2008 /s/ Melinda Gladys Horton

Melinda Gladys Horton



Sign & Date Here

# Document Page 5 of 39 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Melinda Gladys Horton Debtor

Bankruptcy Docket #:

# EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE WITH CREDIT COUNSELING REQUIREMENT

Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot do so, you are not eligible to file a bankruptcy case, and the court can dismiss any case you do file. If that happens, you will lose whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismissed and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors' collection activities.

Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. check one of the five statements below and attach any documents as directed.

Date	sed: 12/12/2008 Sign & D	ate
l ce	ertify under penalty of perjury that the information provided above is true and correct.	
	5. The United States trustee or bankruptcy administrator has determined that the credit counseling requirement of 11 U.S.C. § 109 does not apply in this district.	(h)
	Active military duty in a military combat zone.	
	Disability. (Defined in 11 U.S.C. § 109(h)(4) as physically impaired to the extent of being unable, after reasonable effort, to participate in a credit counseling briefing in person, by telephone, or through the Internet.);	
	Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by reason of mental illness or mental deficiency so as to be incapab of realizing and making rational decisions with respect to financial responsibilities.);	le
	4. I am not required to receive a credit counseling briefing because of: [Check the applicable statement.] [Must be accompanied by a motion for determination by the court.]	
	If your certification is satisfactory to the court, you must still obtain the credit counseling briefing within the first 30 days after you file your bankruptcy petition and promptly file a certificate from the agency that provided the counseling, together with a copy of any debt management plan developed through the agency. Failure to fulfill these requirements may result in dismissal of your case. Any extension the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. Your case may also be dismissed if the count not satisfied with your reasons for filing your bankruptcy case without first receiving a credit counseling briefing.	n of
	3. I certify that I requested credit counseling services from an approved agency but was unable to obtain the services during the days from the time I made my request, and the following exigent circumstances merit a temporary waiver of the credit counseling require so I can file my bankruptcy case now. [Must be accompanied by a motion for determination by the court.] [Summarize exigent circumstances]	ement
	2. Within the 180 days before the filing of my bankruptcy case, I received a briefing from a credit counseling agency approved by United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, but I do not have a certificate from the agency describing the services provided to me. You must a copy of a certificate from the agency describing the services provided to you and a copy of any debt repayment plan developed through the agency no later than 15 days after your bankruptcy case is filed.	file
	1. Within the 180 days before the filing of my bankruptcy case, I received a briefing from a credit counseling agency approved by United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, and I have a certificate from the agency describing the services provided to me. Attach a copy of certificate and a copy of any debt repayment plan developed through the agency.	

PFG Record # 396322 B 1D (Official Form 1, Exh.D)(12/08) Page 1 of 1

Case 08-34209 Doc 1 Filed 12/15/08 Entered 12/15/08 15:07:55 Desc Main Document Page 6 of 39

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Melinda Gladys Horton, Debtor Bankruptcy Docket #:

Attorney for Debtor: Wylie W Mok

## DISCLOSURE OF COMPENSATION OF ATTORNEY FOR DEBTOR - 2016B

1. Pursuant to 11 U.S.C. § 329(a) and Fed. Bankr. P. 2016(b), I certify that I am the attorney for the above named debtor(s) and that compensation paid to me within one year before the filing of the petition in bankruptcy, or agreed to be paid to me, for services rendered or to be rendered on behalf of the debtor(s) in contemplation of or in connection with the bankruptcy case is as follows:

The compensation paid or promised by the Debtor(s), to the undersigned, is as follows:

For legal services, Debtor(s) agrees to pay and I have agreed to accept

Prior to the filing of this Statement, Debtor(s) has paid and I have received

The Filing Fee has been paid.

\$3,500

\$0

\$2,300

2. The source of the compensation paid to me was:

Debtor(s) Other: (specify)

3. The source of compensation to be paid to me on the unpaid balance, if any, remaining is:

Debtor(s) Other: (specify)

The undersigned has received no transfer, assignment or pledge of property from the debtor(s) except the following for the value stated: **None.** 

- **4.** The undersigned has not shared or agreed to share with any other entity, other than with members of the undersigned's law firm, any compensation paid or to be paid without the client's consent, except as follows: **None.**
- 5. The Service rendered or to be rendered include the following:
- (a) Analysis of the financial situation, and rendering advice and assistance to the client in determining whether to file a petition under Title 11, U.S.C.
- (b) Preparation and filing of the petition, schedules, statement of affairs and other documents required by the court.
- (c) Representation of the client at the first scheduled meeting of creditors.
- (d) Advice as required.

#### **CERTIFICATION**

I certify that the foregoing is a complete statement of any agreement or arrangement for payment to me for representation of the debtor(s) in this bankruptcy proceedings.

Respectfully Submitted,

Dated: 12/15/2008 /s/ Wylie W Mok

Attorney Name: Wylie W Mok LAW OFFICES OF PETER FRANCIS GERACI 55 E. Monroe Street #3400 Chicago IL 60603 312.332.1800 (PH) 312.332.6354 (FAX) Bar No: 6293407

# Document Page 7 of 39 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Melinda Gladys Horton, Debtor

Attorney for Debtor: Wylie W Mok

# **SCHEDULE A - REAL PROPERTY**

Except as directed below, list all real property in which the debtor has any legal, equitable, or future interest, including all property owned as a co-tenant, community property, or in which the debtor has a life estate. Include any property in which the debtor holds rights and powers exercisable for the debtor's own benefit. If the debtor is married, state whether husband, wife, or both own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor holds no interest in real property, write "None" under "Description and Location of Property."

Do not include interests in executory contracts and unexpired leases on this schedule. List them in Schedule G - Executory Contracts and Unexpired Leases.

If an entity claims to have a lien or hold a secured interest in any property, state the amount of the secured claim. See Schedule D. If no entity claims to hold a secured interest in the property, write "None" in the column labeled "Amount of Secured Claim."

If the debtor is an individual or if a joint petition is filed, state the amount of any exemption claimed in the amount of any exemption claimed in the property only in Schedule C - Property Claimed as Exempt.

Description and Location of Property	Nature of Debtor's Interest in Property	Husband Wife Joint Or Community	Current Value of Debtors Interest in Property Without Deducting and Secured Claim or Exemption	Amount of Secured Claim
[x] None				
	Value of Real Pi t also on Summary of So			

PFG Record # 396322 B6A (Official Form 6A) (12/07) Page 1 of 1

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Melinda Gladys Horton, Debtor

Attorney for Debtor: Wylie W Mok

## SCHEDULE B - PERSONAL PROPERTY

Except as directed below, list all personal property of the debtor of whatever kind. If the debtor has no property in one or more of the categories, place an "x" in the appropriate position in the column labled "None." If additional space is needed in any category, attach a separate sheet properly identified with the case name, case number, and the number of the category. If the debtor is married, state whether husband, wife, or both own the property by placing an "H," "W," "J," or "C" in the column labeled "HWJC." If the debtor is an individual or a joint petition is filed, state the amount of any exemptions claimed only in Schedule C - Property Claimed as Exempt.

#### Do not list interest in executory and unexpired leases on this schedule. List them in Schedule G.

If the property is being held for the debtor by someone else, state that person's name and address under "Description and Location of Property." In providing the information in this schedule, do not include the name or address of a minor child. Simpy state a "minor child."

If the property is being held for the debtor by someone else, state that person's name and address under "Description and Location of Property." If the property is being held for a minor child, simply state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

Type of Property	N O N E	Description and Location of Property	H W J C	Current Value of Debtor's Interest in Property, Without Deducting Any Secured Claim or
01. Cash on Hand	X			
02. Checking, savings or other financial accounts, certificates of deposit or shares in banks, savings and loan, thrift, building and loan, and homestead associations or credit unions, brokerage houses, or cooperatives.	X			
03. Security Deposits with public utilities, telephone companies, landlords and others.	X			
04. Household goods and furnishings, including audio, video, and computer equipment.		Household goods; TV, VCR, stereo, sofa, vacuum, table, chairs, lamps, entertainment center, bedroom sets, washer/dryer, stove, refrigerator, microwave, pots/pans, dishes/flatware	н	\$ 1,500
05. Books, pictures and other art objects, antiques, stamp, coin, record, tape, compact disc, and other collections or collectibles.		Books, Compact Discs, Tapes/Records, Family Pictures		\$ 50
06. Wearing Apparel		Necessary wearing apparel.		\$ 50
07. Furs and jewelry.		Earrings, watch, costume jewelry		\$ 25
08. Firearms and sports, photographic, and other hobby equipment.	X			
09. Interests in insurance policies. Name insurance company of each policy and itemize surrender or refund value of each.	X			
10. Annuities. Itemize and name each issuer.	X	Bee (Official Fo		)) (40(07)   Parre 4 = 50

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Melinda Gladys Horton, Debtor

Attorney for Debtor: Wylie W Mok

SCI	HED	OULE B - PERSONAL PROPERTY		
Type of Property	NONE	Description and Location of Property	C H M	Current Value of Debtor's Interest in Property, Without Deducting Any Secured Claim or
11. Interests in an educational IRA as defined in 26 U.S.C 530(b)(1) or under a qualified State tuition plan as defined in 26 U.S.C. 529(B)(1). Give particulars. (File separately the records(s) of any such interest(s). 11 U.S.C. 521(c); Rule 1007(b)).	X			
12. Interest in IRA,ERISA, Keogh, or other pension or profit sharing plans. Give particulars	X			
13. Stocks and interests in incorporated and unincorporated businesses.	X			
14. Interest in partnerships or joint ventures. Itemize. Itemize.	X			
15. Government and corporate bonds and other negotiable and non-negotiable instruments.	X			
16. Accounts receivable	X			
17. Alimony, maintenance, support and property settlements to which the debtor is or may be entitled	X			
18. Other liquidated debts owing debtor including tax refunds. Give particulars.	X			
19. Equitable and future interests, life estates, and rights of power exercisable for the benefit of the debtor other than those listed in Schedule A - Real Property.	X			
20. Contingent and Non-contingent interests in estate of a decedent, death benefit plan, life insurance policy, or trust.	X			
21. Other contingent and unliquidated claims of every nature, including tax refunds, counter claims of the debtor, and rights to setoff claims. Give estimated value of each.	X			
22. Patents, copyrights and other intellectual property. Give particulars.	X			
23. Licenses, franchises and other general intangibles.	X			
24. Customer list or other compilations containing personally identifiable information (as defined in 11 USC 101 41A provided to the debtor by individuals in connection with obtaining a product or service from the debtor primarily for personal, family, or household purposes	X			
25. Autos, Truck, Trailers and other vehicles and accessories.	X			
26. Boats, motors and accessories.	X			

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Melinda Gladys Horton, Debtor

Attorney for Debtor: Wylie W Mok

SCI	HED	OULE B - PERSONAL PROPERTY		
Type of Property	NONE	Description and Location of Property	C A M	Current Value of Debtor's Interest in Property, Without Deducting Any Secured Claim or
27. Aircraft and accessories.	X			
28. Office equipment, furnishings, and supplies.	X			
29. Machinery, fixtures, equipment, and supplie used in business.	X			
30. Inventory	X			
31. Animals	X			
32. Crops-Growing or Harvested. Give particulars.	X			
33. Farming equipment and implements.	X			
34. Farm supplies, chemicals, and feed.	X			
35. Other personal property of any kind not already listed. Itemize.	X			
		<b>Total</b> (Report also on Summary of Schedules)		\$1,625

Case 08-34209 Doc 1 Filed 12/15/08 Entered 12/15/08 15:07:55 Desc Main Document Page 11 of 39

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

Melinda Gladys Horton, Debtor

Attorney for Debtor: Wylie W Mok

# Debtor claims the exemptions to which debtor is entitled under: (Check one box) 11 U.S.C. § 522(b)(2) 11 U.S.C. § 522(b)(3) Check of debtor claims a homestead exemption that exceeds \$136,875

Description of Property	Specify Law Providing Each Exemption	Value of Claimed Exemption	Current Value of Property without Deducting Exemption
04. Household goods and furnishings, including audio, video, and computer equipment.  Household goods; TV, VCR, stereo, sofa, vacuum, table,	735 ILCS 5/12-1001(b)	\$ 1,500	\$ 1,500
chairs, lamps, entertainment center, bedroom sets, washer/dryer, stove, refrigerator, microwave, pots/pans, dishes/flatware	(1)	, ,,,,,	Ψ 1,000
05. Books, pictures and other art objects, antiques, stamp, coin, record, tape, compact disc, and other collections or collectibles.			
Books, Compact Discs, Tapes/Records, Family Pictures	735 ILCS 5/12-1001(a)	\$ 50	\$ 50
06. Wearing Apparel			
Necessary wearing apparel.	735 ILCS 5/12-1001(a),(e)	\$ 50	\$ 50
07. Furs and jewelry.	735 ILCS 5/12-1001(b)	\$ 25	
Earrings, watch, costume jewelry			\$ 25

# Document Page 12 of 39 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Melinda Gladys Horton, Debtor

Attorney for Debtor: Wylie W Mok

### SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS

State the name, mailing address, including zip code, and last four digits of any account number of all entities holding claims secured by property of the debtor as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. List creditors holding all types of secured interests such as judgment liens, garnishments, statutory liens, mortgages, deeds of trust, and other security interests.

List creditors in alphabetical order to the extent practicable. If a minor child is the creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m). If all secured creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Total the columns labeled "Amount of Claim Without Deducting Value of Collateral" and "Unsecured Portion, if Any" in the boxes labeled "Total(s) on the last sheet of the completed schedule. Report the total from the column labeled "Amount of Claim Without Deducting Value of Collateral" also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report the total from the column labeled "Unsecured Portion, if Any" on the Statistical Summary of Certain Liabilities and Related Data.

Creditor's Name and Mailing Address Including Zip and Account Number (See Instructions Above)	Codebtor	H W J C	* Date Claim was Incured  * Nature of Lien  *Value of Property Subject to Lien  *Description of Property	Contingent	Unliquidated	Disputed	Amount of Claim Without Deducting Value of	Unsecured Portion, If Any
[x] None								

Total

(Report also on Summary of Schedules.)

(if applicatble, report also on Statistical Summary of Certain Liabilities

and Related Data.)

\$ -

# Document Page 13 of 39 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Melinda Gladys Horton, Debtor

Attorney for Debtor: Wylie W Mok

# SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

A complete list of claims entitled to priority, listed separately by type of priority, is to be set forth on the sheets provided. Only holders of unsecured claims entitled to priority should be listed in this schedule. In the boxes provided on the attached sheets, state the name, mailing address, including zip code, and last four digits of the account number, if any, of all entities holding priority claims against the debtor or the property of the debtor, as of the date of the filing of the petition. Use a separate continuation sheet for each type of priority and label each with the type of priority.

The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H-Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of claims listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all claims listed on this Schedule E in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules.

Report the total of amounts entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer debts who file a case under chapter 7 or 13 report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Report the total of amounts not entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts not entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors

	Check this box if debtor has no creditors holding unsecured priority claims to report on this Schedule E.
TYF	PES OF PRIORITY CLAIMS (Check the appropriate box(es) below if claims in that category are listed on the attached sheets)
	Domestic Support Obligations Claims for domestic support that are owed to or recoverable by a spouse, former spouse, or child of the debtor, or the parent, legal guardian, or responsible relative of such a child, or a governmental unit to whom such a domestic support claim has been assigned to the extent provided in 11 U.S.C. § 507(a)(1).
	Extensions of Credit in an involuntary case Claims arising in the ordinary course of the debtor's business or financial affairs after the commencement of the case but bfore the earlier of the appointment of a trustee or the order for relief. 11 U.S.C. § 507(a)(3).
	Wages, salaries, and commissions Wages, salaries, and commissions, including vacation, severance, and sick leave pay owing to employees and commissions owing to qualifying independent sales representatives up to \$10,950* per person earned within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(4).
	Contributions to employee benefit plans Money owed to employee benefit plans for services rendered within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(5).
	Certain farmers and fishermen Claims of certain farmers and fishermen, up to \$5,400* per farmer or fisherman, against the debtor, as provided in 11 U.S.C. § 507(a)(6).
	<b>Deposits by individuals</b> Claims of individuals up to \$2,425* for deposits for the purchase, lease, or rental of property or services for personal, family, or household use, that were not delivered or provided. 11 U.S.C. § 507(a)(7).
	Taxes and certain other Debts Owed to Governmental Units  Taxes, customs duties, and penalties owing to federal, state, and local governmental units as set forth in 11 U.S.C. § 507(a)(8).
	Commitments to maintain the capital of insured depository institution Claims based on commitments to the FDIC, RTC, Director of the Office of Thrift Supervision, Comptroller of the Currency, or Board of Governors of the Federal Reserve System, or their predecessors or successors, to maintain the capital of an insured depository institution. 11 U.S.C. § 507 (a)(9).
	Claims for death or personal injury while debtor was intoxicated Claims for death or personal injury resulting from the operation of a motor vehicle or vessel while the debtor was intoxicated from using alcohol, a drug, or another substance. 11 U.S.C. § 507(a)(10).

B6E (Official Form 6E) (12/07) Page 1 of 1 PFG Record # 396322

<sup>\*</sup> Amounts are subject to adjustment on April 10, 2010, and every three years thereafter with respect to cases commenced on or after the date of adju

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Melinda Gladys Horton / Debtor

Attorney for Debtor: Wylie W Mok

# SCHEDULE F - CREDITORS HOLDING UNSECURED NON-PRIORITY CLAIMS

State the name, mailing address, including zip code, and last four digits of any account number, of all entities holding unsecured claims without priority against the debtor or the property of the debtor, as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m). Do not include claims listed in Schedules D and E. If all creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of all claims listed on this schedule in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts filing a case under chapter 7, report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding unsecured claims to report on this Schedule F.

Creditor's Name, Mailing Address Including Zip Code and Account Number (See Instructions Above)	Codebtor	C H M	Date Claim Was Incurred and Consideration For Claim. If Claim is Subject to Setoff, So State	Contingent	Unliquidated	Disputed	Amount of Claim
1 AT&T Bankruptcy Department 1585 Waukegan Road Waukegan IL 60085 Acct #: 28469720		Н	Dates: 2007 Reason: Debt Owed				\$ 597

Law Firm(s) | Collection Agent(s) Representing the Original Creditor

Asset Acceptance LLC Bankruptcy Department PO Box 2036 Warren MI 48090

Record # 396322 B6F (Official Form 6F) (12/07) Page 1 of 5

Case 08-34209 Doc 1 Filed 12/15/08 Entered 12/15/08 15:07:55 Desc Main Document Page 15 of 39 UNITED STATES BANKRUPTCY COURT

# NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Melinda Gladys Horton / Debtor

Attorney for Debtor: Wylie W Mok

SCHEDULE F - CRE	אטווע –	IUL	DING UNSECURED NON-PR		ΚI	<u> </u>	CLA	IIVIO
Creditor's Name, Mailing Address Zip Code and Account Num (See Instructions Above)	_	H W J C	Date Claim Was Incurred and Consideration For Claim. If Claim is Subject to Setoff, So State	Contingent	Unliquidated	Disputed	_	ount of laim
Chase Bankruptcy Department 800 Brooksedge Blvd. Westerville OH 43081 Acct #: 11100000074909390	02	Н	Dates: 2008 Reason: Credit Card or Credit Use				\$	500
	- 1	<u> </u>	essenting the Original Creditor					
		кер	resenting the Original Creditor					
National Action Fin. Se Attn: Bankruptcy Depa PO Box 9027 Williamsville NY 14321	rtment							
Comcast  Bankruptcy Department 13355 Noel Rd Ste 2100 Chicago IL 60622		Н	Dates: 2004-2004 Reason: Debt Owed				\$	110
Acct #: 1130872580								
Law Firm(s)   Collect	ion Agent(s)	Rep	resenting the Original Creditor					
Credit Protection Asso Bankruptcy Departmer 13355 Noel Rd., 21st f Dallas TX 75240	nt							
Attn: System Credit/BK Dept 2100 Swift Dr. Oak Brook IL 60523		Н	Dates: 2008 Reason: Utility Bills/Cellular Service				\$	1,100
Acct #: 7529464058								
Pathology LTD 37416 Eagle Way		н	Dates: 2008 Reason: Medical/Dental Services				\$	75

37416 Eagle Way Chicago IL 60678 Acct #: CCP 129155 Case 08-34209 Doc 1 Filed 12/15/08 Entered 12/15/08 15:07:55 Desc Main Document Page 16 of 39

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Melinda Gladys Horton / Debtor

Attorney for Debtor: Wylie W Mok

# SCHEDULE F - CREDITORS HOLDING UNSECURED NON-PRIORITY CLAIMS

Creditor's Name, Mailing Address Including Zip Code and Account Number (See Instructions Above)	Codebtor	C A H	Date Claim Was Incurred and Consideration For Claim. If Claim is Subject to Setoff, So State	Contingent	Unliquidated	Disputed	_	unt of aim
6 MCI Bankruptcy Department PO Box 7850 Baldwin Park CA 91706 Acct #: 3HE10615		Н	Dates: 2006-2008 Reason: Debt Owed				\$	302

### Law Firm(s) | Collection Agent(s) Representing the Original Creditor

LVNV Funding LLC Bankruptcy Department PO Box 10584 Greenville SC 29603

7	<u>Pe</u>	<u>opl</u>	<u>es (</u>	<u> 3as</u>

Bankruptcy Department 130 E. Randolph Dr. Chicago IL 60601

Acct #: 3500037626589

# H Dates: 2008

Reason: Debt Owed

### \$ 393

### Law Firm(s) | Collection Agent(s) Representing the Original Creditor

Americollect Bankruptcy Department 814 S. 8th St. Manitowoc WI 54220

### 8 Preston A. Higgins & Co., Inc.

Attn: Bankruptcy Dept. 9119 S. Stewart Ave Chicago IL 60620

Acct #: XXXXX4063

### H Dates: 2008

Reason: Housing/Rental/Lease

### \$ 2,845

# Law Firm(s) | Collection Agent(s) Representing the Original Creditor

Sandford Khan Ltd. Bankruptcy Department 180 N. LaSalle St. Ste 2025 Chicago IL 60601

Clerk, Chancery Doc#08 M1 728186 50 W. Washington St., Room 802 Chicago IL 60602

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Melinda Gladys Horton / Debtor

Attorney for Debtor: Wylie W Mok

# SCHEDULE F - CREDITORS HOLDING UNSECURED NON-PRIORITY CLAIMS

Creditor's Name, Mailing Address Including Zip Code and Account Number (See Instructions Above)	Codebtor	C A H	Date Claim Was Incurred and Consideration For Claim. If Claim is Subject to Setoff, So State	Contingent	Unliquidated	Disputed	 unt of aim
9 Rehabilation Centers Bankruptcy Department 1550 Old Henderson Rd St Columbus OH 43220 Acct #: 7658641		Н	Dates: 2007-2007 Reason: Debt Owed				\$ 442

### Law Firm(s) | Collection Agent(s) Representing the Original Creditor

FFCC Columbus Inc. Bankruptcy Department 1550 Old Henderson Rd Columbus OH 43220

Reason: Deficiency, Repo'd/Surr'd Auto	\$ 3,528
H Dates: 2005-2005 Reason: Debt Owed	\$ 1,465
	H Dates: 2005-2005

### Law Firm(s) | Collection Agent(s) Representing the Original Creditor

Afni, Inc. Bankruptcy Department PO Box 3427 Bloomington IL 61702

12 Superior Asset Management Bankruptcy Department PO Box 1928 Fort Walton Beach FL 32549	Dates: Reason	2006 : Credit Card or Credit Use		\$ 1,136
Acct #: XXX XX 4063				

Case 08-34209 Doc 1 Filed 12/15/08 Entered 12/15/08 15:07:55 Desc Main Document Page 18 of 39

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Melinda Gladys Horton / Debtor

Attorney for Debtor: Wylie W Mok

Creditor's Name, Mailing Address Including Zip Code and Account Number (See Instructions Above)	Codebtor	C H W J	Date Claim Was Incurred and Consideration For Claim. If Claim is Subject to Setoff, So State	Contingent	Unliquidated	Disputed	Amount of Claim
13 Wow Internet & Cable Bankruptcy Department PO Box 63000 Colorado Springs CO 80962 Acct #: 29071869		Н	Dates: 2005-2005 Reason: Debt Owed				\$ 830

Law Firm(s) | Collection Agent(s) Representing the Original Creditor

Credit Management, Inc. Attn: Bankruptcy Department 4200 International Pkwy. Carrollton TX 75007-1906

**Total Amount of Unsecured Claims** 

(Report also on Summary of Schedules)

\$ 13,323.00

Record # 396322 B6F (Official Form 6F) (12/07) Page 5 of 5

Case 08-34209 Doc 1 Filed 12/15/08 Entered 12/15/08 15:07:55 Desc Main Document Page 19 of 39

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Melinda Gladys Horton, Debtor
Attorney for Debtor: Wylie W Mok

### SCHEDULE G - EXECUTORY CONTRACTS AND UNEXPIRED LEASES

Describe all executory contracts of any nature and all unexpired leases of real or personal property. Include any timeshare interests. State nature of debtor's interest in contract, i.e., "Purchaser," "Agent," etc. State whether debtor is the lessor or lessee of a lease. Provide the names and complete mailing addresses of all other parties to each lease or contract described. If a minor child is a party to one of the leases or contracts, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

Check this box if debtor has no executory contracts or unexpired leases.

Name and Mailing Address, Including Zip Code, of Other Parties to Lease or Contract. Description of Contract or Lease and Nature of Debtor's Interest. State whether Lease is for Non-Residential Real Property. State Contract Number or Any Government Contract.

1 Preston A. Higgins & Co., Inc.

Attn: Bankruptcy Dept. 9119 S. Stewart Ave Chicago IL 60620 Intention: Assume Lease

Contract Type:

Terms/Month:

\$715m

Buy Out: Begin Date: Debtor Int: Description:

PFG Record # 396322 B6G (Official Form 6G) (12/07) Page 1 of 1

# Document Page 20 of 39 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Melinda Gladys Horton, Debtor

Attorney for Debtor: Wylie W Mok

# **SCHEDULE H - CODEBTORS**

Provide the information requested concerning any person or entity, other than a spouse in a joint case, that is also liable on any debts listed by the debtor in the schedules of creditors. Include all guarantors and co-signers. If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within the eight-year period immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state, commonwealth, or territory. Include all names used by the nondebtor spouse during the eight years immediately preceding the commencement of this case. If a minor child is a codebtor or a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

Check this box if debtor has no codebtors.

Name and Address of CoDebtor	Name and Address of the Creditor
[x] None	

PFG Record # 396322 B6H (Official Form 6H) (12/07) Page 1 of 1

# UNITED STATES BARKRUPTEY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Melinda Gladys Horton, Debtor Bankruptcy Docket #:

Attorney for Debtor: Wylie W Mok

# SCHEDULE I - CURRENT INCOME OF INDIVIDUAL DEBTOR(S)

The column labeled "Spouse" must be completed in all cases filed by joint debtors and by every married debtor, whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. Do not state the name of any minor child. The average monthly income calculated on this form may differ from the current monthly income calculated on Form 22A, 22B, or 22C.

Debtor's Marital	DEPENDENTS OF DEBTOR AND SPOUSE ~ RELATIONSHIP AND AGE							
Status: Divorced	Son, 21, Daughter, 13, , ,	Son, 21, Daughter, 13, , ,						
	DEBTOR EMPLOYMENT	SPOUSE EMPLOYMENT						
Occupation:	Custodian							
Name of Employer:	Total Facility Maintenance							
Years Employed	3 years							
Employer Address:	615 Wheat Lane							
City, State, Zip	Wooddale, IL 60191	,						

INCOME: (Estimate of average or projected monthly income at time case filed.)	DEBTOR	SPOUSE		
1. Monthly Gross Wages, Salary, and commissions	\$ 1,825.46	\$ 0.00		
(Prorate if not paid monthly.)  2. Estimated Monthly Overtime	\$ 0.00	\$ 0.00		
3. SUBTOTAL	\$ 1,825.46	\$ 0.00		
4. LESS PAYROLL DEDUCTIONS	<u> </u>			
a. Payroll Taxes and Social Security	\$ 264.70	\$ 0.00		
b. Insurance	\$ 0.00	\$ 0.00		
c. Union Dues	\$ 48.49	\$ 0.00		
d. Other (Specify) Pension:	\$ 0.00	\$ 0.00		
Voluntary 401 Contributions:	\$ 0.00	\$ 0.00		
Child Support:	\$ 0.00	\$ 0.00		
Life Insurance, Uniforrms, 401K Loan:	\$ 0.00	\$ 0.00		
5. SUBTOTAL OF PAYROLL DEDUCTIONS	\$ 313.19	\$ 0.00		
6. TOTAL NET MONTHLY TAKE HOME PAY	\$ 1,512.27	\$ 0.00		
7. Regular income from operation of business or profession or farm	\$ 0.00	\$ 0.00		
8. Income from real property	\$ 0.00	\$ 0.00		
9. Interest and dividends	\$ 0.00	\$ 0.00		
10. Alimony, maintenance or support payments payable to the debtor for the debtor's use or that of dependents listed above.	\$ 0.00	\$ 0.00		
11. Social Security or government assistance (Specify)	\$ 0.00	\$ 0.00		
12. Pension or retirement income	\$ 0.00	\$ 0.00		
13. Other monthly income (Specify:) 2nd Job & &	\$ 913.73	\$ 0.00		
Unemployment Income	\$ 0.00	\$ 0.00		
14. SUBTOTAL OF LINES 7 THROUGH 13				
15. AVERAGE MONTHLY INCOME (Add amounts shown on lines 6 and 14)	\$ 2,426.00	\$ 0.00		
16. COMBINED AVERAGE MONTHLY INCOME (Combine column totals fromlin	\$ 2,42	6.00		
if there is only one debtor repeat total reported on line 15.)	Report also on Summary of Schedules and, if applicable, on Statistical Summary			

Report also on Summary of Schedules and, if applicable, on Statistical Summary of Certain Liabilities and Related Data.)

Record #: 396322 B6I (Official Form 6I) (12/07) Page 1 of 1

<sup>17.</sup> Describe any increase or decrease in income reasonably anticipated to occur within the year following the filing of this document: **None** 

# UNITED STATES BARKRUPT GY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Melinda Gladys Horton / Debtor Bankruptcy Docket #:

Attorney for Debtor: Wylie W Mok

# SCHEDULE J - CURRENT EXPENSES OF INDIVIDUAL DEBTOR(S)

	DC I (Official Forms C I) (40/07)	Done 4 of 4
	d. Total amount to be paid into plan monthly	\$ 300.00
	c. Monthly net income (a. minus b.)	\$ 306.00
	b. Average monthly expenses from Line 18 above	\$ 2,120.00
20. STATEMENT OF MONTHLY NET INCOME	a. Average monthly income from Line 15 of Schedule I	\$ 2,426.00
None		
•	res anticipated to occur within the year following the filing	this document:
18. AVERAGE MONTHLY EXPENSES (Total lines the Stastical of Summary of Certain Liabilities and Relate	1-17. Report also on Summary of Schedules and if applicable, on	\$ 2,120.00
\$115.00 \$0.00	\$0.00 \$- \$-	\$115.00
17. Other: Haircuts, Hygiene, Newspaper/Mags Eyecare, Meds Postage/Banking		
16. Regular expenses from operation of business,		<u>\$ -</u>
15. Payments for support of additional dependents		\$-
14. Alimony, maintenance and support paid to oth		\$-
c. Other	\$-	\$-
b. Reaffirmation Payments		\$ -
a. Auto		<u>\$-</u>
` ' ' '	I 13 cases, do not list payments to be included in plan)	
(Specify) Federal or State Tax Repaymen	, , , ,	\$ -
12. Taxes (not deducted from wages or included i	n home mortgage payments)	-
e. Other		\$-
d. Auto		\$ -
c. Health		<b>\$</b> -
b. Life		\$ -
<ol> <li>Insurance (not deducted from wages or includ a. Homeowner's or Renter's</li> </ol>	ed in nome mortgage payments)	\$ -
10. Charitable Contributions	ad in bound months are not as	\$ -
9. Recreation, Clubs and Entertainment, Newspa	apers, Magazines, etc.	\$ 45.00
_	Gas, Tolls/Parking, Fees/Licenses, Repair, Bus/Train	\$ 100.00
7. Medical and Dental Expenses		\$ -
6. Laundry and Dry Cleaning		\$ 60.00
5. Clothing		\$ 60.00
4. Food		\$ 450.00
3. Home Maintenance (repairs and upkeep)		\$ -
d. Other Home Phone and Cabl	e Television	\$ 50.00
c. Cellphone, Internet		\$ 150.00
b. Water, Sewer, Garbage		\$ -
2. Utilities: a. Electricity and Heating Fuel	1, 1, 1, 1, 1, 1, 1, 1, 1, 1, 1, 1, 1, 1	\$ 300.00
a. Real Estate taxes included? [] Yes [x] N	•	Ψ 7 10.00
Rent or home mortgage payment (include lot recommend)		\$ 715.00
	ns a separate household. Complete a separate schedule of expenditures lab	eled "Spouse".
Complete this schedule by estimating the average mon- payments made bi-weekly, quarterly, semi-annually, or annu	thly expenses of the debtor and the debtor's family at time case filed. P	rorate any
CONLEDGEE 3 - CONNENT	EXPENSES OF INDIVIDUAL DEBTOR(	3)

Record #: 396322 B6J (Official Form 6J) (12/07) Page 1 of 1

# Document Page 23 of 39 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Melinda Gladys Horton, Debtor

Attorney for Debtor: Wylie W Mok

## STATEMENT OF FINANCIAL AFFAIRS

This statement is to be completed by every debtor. Spouses filing a joint petition may file a single statement on which the information for both spouses is combined. If the case is filed under chapter 12 or chapter 13, a married debtor must furnish information for both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. An individual debtor engaged in business as a sole proprietor, partner, family farmer, or self-employed professional, should provide the information requested on this statement concerning all such activities as well as the individual's personal affairs. To indicate payments, transfers and the like to minor children, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

Questions 1 - 18 are to be completed by all debtors. Debtors that are or have been in business, as defined below, also must complete Questions 19 - 25. **If the answer to an applicable question is "None," mark the box labeled "None."** If additional space is needed for the answer to any question, use and attach a separate sheet properly identified with the case name, case number (if known), and the number of the question.

#### **DEFINITIONS**

"In business." A debtor is "in business" for the purpose of this form if the debtor is a corporation or partnership. An individual debtor is "in business" for the purpose of this form if the debtor is or has been, within six years immediately preceding the filing of this bankruptcy case, any of the following: an officer, director, managing executive, or owner of 5 percent or more of the voting or equity securities of a corporation; a partner, other than a limited partner, of a partnership; a sole proprietor or self-employed full-time or part-time. An individual debtor also may be "in business" for the purpose of this form if the debtor engages in a trade, business, or other activity, other than as an employee, to supplement income from the debtor's primary employment.

"Insider." The term "insider" includes but is not limited to: relatives of the debtor; general partners of the debtor and their relatives; corporations of which the debtor is an officer, director, or person in control; officers, directors, and any owner of 5 percent or more of the voting or equity securities of a corporate debtor and their relatives; affiliates of the debtor and insiders of such affiliates; any managing agent of the debtor. 11 U.S.C. § 101.

### 01. INCOME FROM EMPLOYMENT OR OPERATION OF BUSINESS:

State the gross amount of income the debtor has received from employment, trade, or profession, or from operation of the debtor's business, including part-time activities either as an employee or in independent trade or business, from the beginning of this calendar year to the date this case was commenced. State also the gross amounts received during the two years immediately preceding this calendar year. (A debtor that maintains, or has maintained, financial records on the basis of a fiscal rather than a calendar year may report fiscal year income. Identify the beginning and ending dates of the debtor's fiscal year.) If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income of both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

	AWIOUNT	SOURCE	
	2008: \$32,690 2007: \$23,000 2006: \$22,000	Employment	
X	Spouse		
	AMOUNT	SOURCE	

. . . . . . . . . . . .

# Case 08-34209 Doc 1 Filed 12/15/08 Entered 12/15/08 15:07:55 Desc Main Document Page 24 of 39 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Melinda Gladys Horton, Debtor

Attorney for Debtor: Wylie W Mok

	STATEMENT OF FI	NANCIAL AFFAIRS	
02. INCOME OTHER THAN FRO	OM EMPLOYMENT OR OPERATION	N OF BUSINESS:	
the two years immediately precede spouse separately. (Married debt	ding the commencement of this case	mployment, trade, profession, operation. Give particulars. If a joint petition is at 13 must state income for each spound.)	filed, state income for each
AMOUNT	SOURCE		
Spouse AMOUNT	SOURCE		
03. PAYMENTS TO CREDITORS	S:		
Complete a. or b. as appropriate,	and c.		
services, and other debts to any value of all property that constitut that were made to a creditor on a an approved nonprofit budgeting	creditor made within 90 days immed tes or is affected by such transfer is account of a domestic support obliga and creditor counseling agency. (M	MER DEBTS: List all payments on loa iately proceeding the commencement not less than \$600.00. Indicate with a tion or as part of an alternative repaymarried debtors filing under chapter 12 iled, unless the spouses are separate	t of this case if the aggregate an asterisk (*) any payments ment schedule under a plan by or chapter 13 must include
Name and Address of Creditor	Dates of Payments	Amount Paid	Amount Still Owing

days immediately preceding the commencement of the case if the aggregate value of all property that constitutes or is affected by such transfer is not less than \$5,000 (Married debtors filing under chapter 12 or chapter 13 must include payments and other transfers by each or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

of Creditor	Payment/Transfers	Transfers	Still Owing
Name and Address	Dates of	Amount Paid or Value of	Amount

Case 08-34209 Doc 1 Filed 12/15/08 Entered 12/15/08 15:07:55 Desc Main Document Page 25 of 39

# Document Page 25 of 39 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Melinda Gladys Horton, Debtor

Attorney for Debtor: Wylie W Mok

## STATEMENT OF FINANCIAL AFFAIRS

NONE

c. ALL DEBTORS: List all payments made within 1 year immediately preceding the commencement of this case to or for the benefit of creditors who are or were insiders. (Married debtors filing under chapter 12 or chapter 13 must include payments be either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name & Address of Creditor & Relationship to Debtor Dates of Payments

Amount Paid or Value of Transfers Amount Still Owing

04. SUITS AND ADMINISTRATIVE PROCEEDINGS, EXECUTIONS, GARNISHMENTS AND ATTACHMENTS:

List all lawsuits & administrative proceedings to which the debtor is or was a party within 1 (one) year immediately preceding the filing of this bankruptcy case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

CAPTION OF SUIT AND CASE NUMBER NATURE OF PROCEEDING

Complaint

COURT OF AGENCY AND LOCATION STATUS OF DISPOSITION

08 M1 728186 Preston A. Higgins & Co., Inc. V. Melinda G. Horton Circuit Court of Cook
County, Illinois First District

Pending

NONE

04b. WAGES OR ACCOUNTS GARNISHED: Describe all property that has been attached, garnished or seized under any legal or equitable process within (1) one year preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of Person for Whose Benefit Property was Seized Date of Seizure Description and Value of Property

NONE

05. REPOSSESSION, FORECLOSURES AND RETURNS:

List all property that has been repossessed by a creditor, sold at a foreclosure sale, transferred through a deed in lieu of foreclosure or returned to the seller, within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of Creditor or Seller Date of Repossession, Foreclosure Sale, Transfer or Return Description and Value of Property

PFG Record # 396322

B7 (Official Form 7) (12/07) Page 3 of 12

Case 08-34209 Doc 1 Filed 12/15/08 Entered 12/15/08 15:07:55 Desc Main Document Page 26 of 39

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Melinda Gladys Horton, Debtor

Attorney for Debtor: Wylie W Mok

# STATEMENT OF FINANCIAL AFFAIRS

NONE

06. ASSIGNMENTS AND RECEIVERSHIPS:

a. Describe any assignment of property for the benefit of creditors made within 120 days immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include any assignment by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Date Terms of
Address of of Assignment or
Assignee Assignment Settlement

NONE

b. List all property which has been in the hands of a custodian, receiver, or court-appointed official within one (1) year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and<br/>AddressName & LocationDateDescriptionAddressof Court Caseofand Value ofof CustodianTitle & NumberOrderProperty

NONE

07. GIFTS:

List all gifts or charitable contributions made within one year immediately preceding the commencement of this case except ordinary and usual gifts to family members aggregating less than \$200 in value per individual family member and charitable contributions aggregating less than \$100 per recipient. (Married debtors filing under chapter 12 or chapter 13 must include gifts or contributions by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of Person<br/>orRelationship<br/>to Debtor,DateDescriptionOrganizationIf Anyofand ValueOf Giftof Gift

NONE

08. LOSSES:

List all losses from fire, theft, other casualty or gambling within one year immediately preceding the commencement of this case or since the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include losses by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Description and Description of Circumstances and, Value if Loss Was Covered in Whole or in of Property Part by Insurance, Give Particulars Loss

Case 08-34209 Doc 1 Filed 12/15/08 Entered 12/15/08 15:07:55 Desc Main Document Page 27 of 39

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Melinda Gladys Horton, Debtor

Attorney for Debtor: Wylie W Mok

# STATEMENT OF FINANCIAL AFFAIRS

nα	DAVMENTS	DEI ATE	D TO DEB.	L COLINISEI	INIC OR B	ANKRI IPTCY:

List all payments made or property transferred by or on behalf of the debtor to any persons, including attorneys, for consultation concerning debt consolidation, relief under the bankruptcy law or preparation of a petition in bankruptcy within one (1) year immediately preceding the commencement of this case.

Name and Address of Payee Date of Payment, Name of Payer if Other Than Debtor

2008

Amount of Money or Description and Value of Property

Law Office of Peter Francis Geraci 55 E. Monroe Street #3400 Chicago, IL 60603 Payment/Value: \$3,500.00 \$0 paid prior to filing

09a. PAYMENTS RELATED TO DEBT COUNSELING OR BANKRUPTCY: List all payments made or property transferred by or on behalf of the debtor to any persons, including attorneys, for consultation concerning debt consolidation, relief under the bankruptcy law or preparation of a petition in bankruptcy within 1 year immediately preceding the commencement of this case.

Name and Address of Payee Date of Payment, Name of Payer if Other Than Debtor Amount of Money or description and Value of Property

\$50.00

MMI/CCCS 9009 W. Loop S. Houston, TX 77096 Phone 866.983.2227

NONE

#### 10. OTHER TRANSFERS

a. List all other property, other than property transferred in the ordinary course of the business or financial affairs of the debtor, transferred either absolutely or as security with two (2) years immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of Transferee, Relationship to Debtor Describe Property Transferred and Value Received

NONE

10b. List all property transferred by the debtor within ten (10) years immediately preceding the commencement of this case to a self-settled trust or similar device of which the debtor is a beneficiary.

Name of Trust or other Device Date(s) of Transfer(s)

Date

Amount and Date of Sale or Closing

PFG Record # 396322

Case 08-34209 Doc 1 Filed 12/15/08 Entered 12/15/08 15:07:55 Desc Main Document Page 28 of 39

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Melinda Gladys Horton, Debtor

Attorney for Debtor: Wylie W Mok

## STATEMENT OF FINANCIAL AFFAIRS

NONE

#### 11. CLOSED FINANCIAL ACCOUNTS:

List all financial accounts and instruments held in the name of the debtor or for the benefit of the debtor which were closed, sold, or otherwise transferred within one (1) year immediately preceding the commencement of this case. Include checking, savings, or other financial accounts, certificates of deposit, or other instruments; shares and share accounts held in banks, credit unions, pension funds, cooperatives, associations, brokerage houses and other financial institutions. (Married debtors filing under chapter 12 or chapter 13 must include information concerning accounts or instruments held by or for either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of Institution Type of Account, Last Four Digits of Account Number, and Amount of Final Balance

Amount and
Date of Sale or
Closing

NONE

#### 12. SAFE DEPOSIT BOXES:

List each safe deposit or other box or depository in which the debtor has or had securities, cash, or other valuables within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include boxes or depositories of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of Bank or Other Depository Names & Addresses of Those With Access to Box or depository Description of Contents Date of Transfer or Surrender, if Any

NONE

### 13. SETOFFS:

List all setoffs made by any creditor, including a bank, against a debt or deposit of the debtor within 90 days preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of Creditor

Date of Setoff

Amount of Setoff

NONE

### 14. LIST ALL PROPERTY HELD FOR ANOTHER PERSON:

List all property owned by another person that the debtor holds or controls.

Name and Address of Owner

Description and Value of Property

Location of Property

Case 08-34209 Doc 1 Filed 12/15/08 Entered 12/15/08 15:07:55 Desc Main Document Page 29 of 39

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Melinda Gladys Horton, Debtor

Attorney for Debtor: Wylie W Mok

## STATEMENT OF FINANCIAL AFFAIRS

### 15. PRIOR ADDRESS OF DEBTOR(S):

If debtor has moved within three (3) years immediately preceding the commencement of this case, list all premises which the debtor occupied during that period and vacated prior to the commencement of this case. If a joint petition is filed, report also any separate address of either spouse.

 Name
 Dates of Occupancy

 Address
 Used
 Occupancy

 11227 S Hermosa Ave Chicago, IL 60643-4229
 Same
 From: 4/2003 To: 5/2008

NONE

#### 16. SPOUSES and FORMER SPOUSES:

If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within eight (8) years immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state.

Name



### 17. ENVIRONMENTAL INFORMATION:

For the purpose of this question, the following definitions apply:

"Environmental Law" means any federal, state, or local statute or regulation regulating pollution, contamination, releases of hazardous or toxic substances, wastes or material into the air, land, soil surface water, ground water, or other medium, including, but not limited to, statutes or regulations regulating the cleanup of the these substances, wastes, or material.

"Site" means any location, facility, or property as defined under any Environmental Law, whether or not presently or formerly owned or operated by the debtor, including, but not limited to, disposal sites.

"Hazardous material" means anything defined as a hazardous waste, hazardous or toxic substances, pollutant, or contaminant, etc. under environmental Law.

NONE

17a. List the name and address of every site for which the debtor has received notice in writing by a governmental unit that it may be liable or potentially liable under or in violation of an Environmental Law. Indicate the governmental unit, the date of the notice, and, if known, the Environmental Law:

Site Name Name and Address Date Environmental and Address of Governmental Unit of Notice Law

# Document Page 30 of 39 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Melinda	Gladys	Horton,	Debtor
---------	--------	---------	--------

Name

**Attorney for Debtor: Wylie W Mok** 

17b. List the name and address of every site for which the debtor provided notice to a governmental unit of a release of Haza Material. Indicate the governmental unit to which the notice was sent and the date of the notice.					
Site Name and Address	Name and Address of Governmental Unit	Date of Notice	Environmental Law		
		ts or orders, under any Environmenta mental unit that is or was a party to th			
Name and Address of	Docket	Status of Disposition			
Governmental Unit  18 NATURE, LOCATION AND NAM  a. If the debtor is an individual, list t ending dates of all businesses in wh partnership, sole proprietor, or was	he names, addresses, taxpayer identice the debtor was an officer, direntices self-employed in a trade, profession	entification numbers, nature of the buctor, partner, or managing executive on, or other activity either full- or parted debtor owned 5 percent or more of	of a corporation, partner in a time within six (6) years		
Governmental Unit  18 NATURE, LOCATION AND NAM  a. If the debtor is an individual, list the ending dates of all businesses in which partnership, sole proprietor, or was immediately preceding the commen within six (6) years immediately preceding the debtor is a partnership, list the ending dates of all businesses in which is the ending dates of all businesses in which is the ending dates of all businesses in which is the ending dates of all businesses in which is the ending dates of all businesses in which is the ending dates of all businesses in which is the ending dates of all businesses in which is the ending dates of all businesses in which is the ending dates of all businesses in which is the ending dates of all businesses in which is the ending dates of all businesses in which is the ending dates of all businesses in which is the ending dates of all businesses in which is the ending dates of all businesses in which is the ending dates of all businesses in the ending dates of all businesses in which is the ending dates of all businesses in which is the ending dates of all businesses in which is the ending dates of all businesses in which is the ending dates of all businesses in which is the ending dates of all businesses in which is the ending dates of all businesses in which is the ending dates of all businesses in which is the ending dates of all businesses in which is the ending dates of all businesses in which is the ending dates of all businesses in which is the ending dates of all businesses in which is the ending dates of all businesses in which is the ending dates of all businesses in which is the ending dates of all businesses in which is the ending dates of all businesses in which is the ending dates of all businesses in which is the ending dates of all businesses in which is the ending dates of all businesses in which is the ending dates of all businesses in the ending dates of all bu	ME OF BUSINESS  the names, addresses, taxpayer identich the debtor was an officer, direntices self-employed in a trade, profession comment of this case, or in which the ceding the commencement of this enames, addresses, taxpayer identices the debtor was a partner or own.	entification numbers, nature of the buctor, partner, or managing executive on, or other activity either full- or partedebtor owned 5 percent or more of	of a corporation, partner in a time within six (6) years the voting or equity securities nesses, and beginning and		
Governmental Unit  18 NATURE, LOCATION AND NAM  a. If the debtor is an individual, list the ending dates of all businesses in which partnership, sole proprietor, or was immediately preceding the commentation within six (6) years immediately preceding dates of all businesses in which (6) years immediately preceding the lift the debtor is a corporation, list the	ME OF BUSINESS  the names, addresses, taxpayer identich the debtor was an officer, direntices and the debtor was an officer, direntices and the case, or in which the ceding the commencement of this anames, addresses, taxpayer identication the debtor was a partner or ow a commencement of this case.  The names addresses are names, addresses, taxpayer identication the debtor was a partner or own inch the debtor was a	entification numbers, nature of the buctor, partner, or managing executive on, or other activity either full- or parted debtor owned 5 percent or more of case.	of a corporation, partner in a time within six (6) years the voting or equity securities nesses, and beginning and or equity securities, within six nesses, and beginning and		
Governmental Unit  18 NATURE, LOCATION AND NAM  a. If the debtor is an individual, list the ending dates of all businesses in which partnership, sole proprietor, or was immediately preceding the commen within six (6) years immediately preceding the ending dates of all businesses in which (6) years immediately preceding the lift the debtor is a corporation, list the ending dates of all businesses in which is the ending dates of all businesses in	ME OF BUSINESS  the names, addresses, taxpayer identich the debtor was an officer, direntices and the debtor was an officer, direntices and the case, or in which the ceding the commencement of this anames, addresses, taxpayer identication the debtor was a partner or ow a commencement of this case.  The names addresses are names, addresses, taxpayer identication the debtor was a partner or own inch the debtor was a	entification numbers, nature of the buctor, partner, or managing executive on, or other activity either full- or partected debtor owned 5 percent or more of case.  Itification numbers, nature of the busing of the technique of the voting of the technique of the busing of the technique of	of a corporation, partner in a time within six (6) years the voting or equity securities nesses, and beginning and or equity securities, within six nesses, and beginning and		

Address

# Document Page 31 of 39 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Melinda Gladys Horton, Debtor

**Attorney for Debtor: Wylie W Mok** 

STATEMENT OF FINANCIAL AFFAIRS				
has been, within six years imme executive, or owner of more tha	ediately preceding the commencement n 5 percent of the voting or equity sec	a corporation or partnership and by any individual debtor who is tof this case, any of the following: an officer, director, managing urities of a corporation; a partner, other than a limited partner, or or other activity, either full- or part-time.		
`	ceding the commencement of this case	ement only if the debtor is or has been in business, as defined alse. A debtor who has not been in business within those six years		
19. BOOKS, RECORDS AND I	FINANCIAL STATEMENTS:			
List all bookkeepers and account the keeping of books of account	, , <del>,</del>	iately preceding the filing of this bankruptcy case kept or superv		
Name	Dates Services			
and Address	Rendered			
19b. List all firms or individuals	who within two (2) years immediately	preceding the filing of this bankruptcy case have audited the bo		
	who within two (2) years immediately ed a financial statement of the debtor Address	preceding the filing of this bankruptcy case have audited the boo Dates Services Rendered		
account and records, or prepare	ed a financial statement of the debtor.	Dates Services		
account and records, or prepare . Name  19c. List all firms or individuals	ed a financial statement of the debtor Address	Dates Services Rendered  t of this case were in possession of the books of account and rec		
account and records, or prepare . Name  19c. List all firms or individuals	Address who at the time of the commencement	Dates Services Rendered  t of this case were in possession of the books of account and rec		
naccount and records, or prepare Name  19c. List all firms or individuals of the debtor. If any of the books Name  Name	Address  who at the time of the commencements of account and records are not available.  Address	Dates Services Rendered  t of this case were in possession of the books of account and recable, explain.  mercantile and trade agencies, to whom a financial statement w		
naccount and records, or prepare Name  19c. List all firms or individuals of the debtor. If any of the books Name  Name	Address  who at the time of the commencements of account and records are not available.  Address	Dates Services Rendered  t of this case were in possession of the books of account and recable, explain.  mercantile and trade agencies, to whom a financial statement w		

PFG Record # 396322 B7 (Official Form 7) (12/07) Page 9 of 12

# Document Page 32 of 39 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Melinda Gladys Horton, Debtor

**Attorney for Debtor: Wylie W Mok** 

20. INVENTORIES  List the dates of the last two inventories taken of your property, the name of the person who supervised the taking of each inventor the dollar amount and basis of each inventory.  Date Inventory Supervisor Dollar Amount of Inventory (specify cost, market of other basis)  D. List the name and address of the person having possession of the records of each of the inventories reported in a., above.  Date Name and Addresses of Custodian of Inventory Records  21. CURRENT PARTNERS, OFFICERS, DIRECTORS AND SHAREHOLDERS:  a. If the debtor is a partnership, list nature and percentage of interest of each member of the partnership.  Name Nature Percentage of Interest Interest  21b. If the debtor is a corporation, list all officers & directors of the corporation, and each stockholder who directly own controls, or holds 5% or more of the voting or equity securities of the corporation.  Name Name Nature Nature Nature and Percentage of Stock Ownership  Name Nature Nature Nature and Percentage of Stock Ownership  Name Nature Nature Nature and Percentage of Stock Ownership Stock Ownership  22. FORMER PARTNERS, OFFICERS, DIRECTORS AND SHAREHOLDERS:  If the debtor is a partnership, list the nature and percentage of partnership interest of each member of the partnership.		STATEMENT OF FIN	ANCIAL AFFAIRS	
List the dates of the last two inventories taken of your property, the name of the person who supervised the taking of each inventor the dollar amount and basis of each inventory.  Date Inventory Obollar Amount of Inventory (specify cost, market of other basis)  D. List the name and address of the person having possession of the records of each of the inventories reported in a., above.  Date Name and Addresses of Custodian of Inventory Records  21. CURRENT PARTNERS, OFFICERS, DIRECTORS AND SHAREHOLDERS: a. If the debtor is a partnership, list nature and percentage of interest of each member of the partnership.  Name Nature Percentage of Interest Interest  21b. If the debtor is a corporation, list all officers & directors of the corporation; and each stockholder who directly or indirectly own controls, or holds 5% or more of the voting or equity securities of the corporation.  Name Nature Nature and Percentage of Stock Ownership  Name Nature and Percentage of Stock Ownership  Name Title Stock Ownership				
Date of Inventory Supervisor Dollar Amount of Inventory (specify cost, market of other basis)  D. List the name and address of the person having possession of the records of each of the inventories reported in a., above.  Date of Inventory Name and Addresses of Custodian of Inventory Records  21. CURRENT PARTNERS, OFFICERS, DIRECTORS AND SHAREHOLDERS:  a. If the debtor is a partnership, list nature and percentage of interest of each member of the partnership.  Name Nature Percentage of Interest Interest Interest  21b. If the debtor is a corporation, list all officers & directors of the corporation; and each stockholder who directly or indirectly own controls, or holds 5% or more of the voting or equity securities of the corporation.  Name Nature Address Title Nature and Percentage of Stock Ownership  22c. FORMER PARTNERS, OFFICERS, DIRECTORS AND SHAREHOLDERS:	20. INVENTORIES			
of Inventory  Supervisor  Date Name and Addresses of Custodian of Inventory  a. If the debtor is a partnership, list nature and percentage of interest  Part Name and Addresse  Of Interest  Percentage of Interest  Interest  Name Addresses of Custodian of Inventory Records  Title  Nature Addresses  Nature Percentage of Interest  Nature Percentage of Interest  Interest  Nature Address  Nature Percentage of Interest  Nature Stock Ownership  Nature and Percentage of Stock Ownership  Nature and Address  Title  Stock Ownership			ne of the person who supervised the	taking of each inventory, a
Inventory  Supervisor  basis)  b. List the name and address of the person having possession of the records of each of the inventories reported in a., above.  Date of Inventory  Name and Addresses of Custodian of Inventory Records  21. CURRENT PARTNERS, OFFICERS, DIRECTORS AND SHAREHOLDERS:  a. If the debtor is a partnership, list nature and percentage of interest of each member of the partnership.  Name Nature Percentage of Interest Interest Interest  21b. If the debtor is a corporation, list all officers & directors of the corporation; and each stockholder who directly own controls, or holds 5% or more of the voting or equity securities of the corporation.  Name and Address Title Nature and Percentage of Stock Ownership  22c. FORMER PARTNERS, OFFICERS, DIRECTORS AND SHAREHOLDERS:		Inventory		
b. List the name and address of the person having possession of the records of each of the inventories reported in a., above.  Date of Inventory Name and Addresses of Custodian of Inventory Records  21. CURRENT PARTNERS, OFFICERS, DIRECTORS AND SHAREHOLDERS: a. If the debtor is a partnership, list nature and percentage of interest of each member of the partnership.  Name Nature Percentage of Interest Interest  21b. If the debtor is a corporation, list all officers & directors of the corporation; and each stockholder who directly or indirectly own controls, or holds 5% or more of the voting or equity securities of the corporation.  Name Nature and Percentage of Stock Ownership  Nature and Percentage of Stock Ownership		Supervisor		
Date of Inventory  Name and Addresses of Custodian of Inventory Records  21. CURRENT PARTNERS, OFFICERS, DIRECTORS AND SHAREHOLDERS:  a. If the debtor is a partnership, list nature and percentage of interest of each member of the partnership.  Name Nature Percentage of Interest Interest  and Address of Interest Interest  21b. If the debtor is a corporation, list all officers & directors of the corporation; and each stockholder who directly own controls, or holds 5% or more of the voting or equity securities of the corporation.  Name Nature and Percentage of Stock Ownership  Nature and Address Title Stock Ownership				
of Inventory of Inventory Records  21. CURRENT PARTNERS, OFFICERS, DIRECTORS AND SHAREHOLDERS:  a. If the debtor is a partnership, list nature and percentage of interest of each member of the partnership.  Name Nature Percentage of Interest Interest  21b. If the debtor is a corporation, list all officers & directors of the corporation; and each stockholder who directly or indirectly own controls, or holds 5% or more of the voting or equity securities of the corporation.  Name Nature and Percentage of Stock Ownership  22. FORMER PARTNERS, OFFICERS, DIRECTORS AND SHAREHOLDERS:	b. List the name and addr	ess of the person having possession of the re	cords of each of the inventories repo	orted in a., above.
21. CURRENT PARTNERS, OFFICERS, DIRECTORS AND SHAREHOLDERS:  a. If the debtor is a partnership, list nature and percentage of interest of each member of the partnership.  Name	Date	Name and Addresses of Custodian		
A. If the debtor is a partnership, list nature and percentage of interest of each member of the partnership.  Name Nature Percentage of Interest  21b. If the debtor is a corporation, list all officers & directors of the corporation; and each stockholder who directly or indirectly own controls, or holds 5% or more of the voting or equity securities of the corporation.  Name . Nature and Percentage of and Address Title Stock Ownership  22. FORMER PARTNERS, OFFICERS, DIRECTORS AND SHAREHOLDERS:	of Inventory	of Inventory Records		
21b. If the debtor is a corporation, list all officers & directors of the corporation; and each stockholder who directly or indirectly own controls, or holds 5% or more of the voting or equity securities of the corporation.  Name  Nature and Percentage of and Address  Title  Stock Ownership  22. FORMER PARTNERS, OFFICERS, DIRECTORS AND SHAREHOLDERS:	21. CURRENT PARTNE	RS, OFFICERS, DIRECTORS AND SHAREH	OLDERS:	
Name	a. If the debtor is a partne	rship, list nature and percentage of interest of Nature	each member of the partnership.  Percentage of	
and Address Title Stock Ownership  22. FORMER PARTNERS, OFFICERS, DIRECTORS AND SHAREHOLDERS:	a. If the debtor is a partne	rship, list nature and percentage of interest of Nature	each member of the partnership.  Percentage of	
22. FORMER PARTNERS, OFFICERS, DIRECTORS AND SHAREHOLDERS:	a. If the debtor is a partne  Name  and Address  21b. If the debtor is a corp	Nature of Interest of Interest of Interest of Interest of Interest of Interest	Percentage of Interest  Direction; and each stockholder who described in the partnership.	irectly or indirectly owns,
	a. If the debtor is a partne  Name and Address  21b. If the debtor is a corp controls, or holds 5% or m	Nature Overation, list all officers & directors of the corpore of the voting or equity securities of the corpore of the voting of the corpore of the voting or equity securities of the corpore of the voting of the voting or equity securities of the corpore of the voting of the corpore of the voting of the voting of the voting of the corpore of the voting of the	Percentage of Interest  oration; and each stockholder who derporation.  Nature and Percentage of	irectly or indirectly owns,
f the debtor is a partnership, list the nature and percentage of partnership interest of each member of the partnership.	a. If the debtor is a partne  Name and Address  21b. If the debtor is a corp controls, or holds 5% or m	Nature Overation, list all officers & directors of the corpore of the voting or equity securities of the corpore of the voting of the corpore of the voting or equity securities of the corpore of the voting of the voting or equity securities of the corpore of the voting of the corpore of the voting of the voting of the voting of the corpore of the voting of the	Percentage of Interest  oration; and each stockholder who derporation.  Nature and Percentage of	rectly or indirectly owns,
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Date of Name Address Withdrawal	a. If the debtor is a partner Name and Address  21b. If the debtor is a corp controls, or holds 5% or m Name and Address	Nature Oration, list all officers & directors of the corpore of the voting or equity securities of the corpore of the voting or Equity Securities of the corpore of the voting or Equity Securities of the corpore of the voting or Equity Securities of the corpore of the voting or Equity Securities of the corpore of the voting or Equity Securities of the corpore of the voting or Equity Securities of the corpore of the voting or Equity Securities of the corpore of the voting or Equity Securities of the corpore of the voting or Equity Securities of the corporation of the voting or Equity Securities of the corporation of the voting or Equity Securities of the corporation of the voting or Equity Securities of the corporation of the voting or Equity Securities of the corporation of the voting or Equity Securities of the corporation of the voting or Equity Securities of the corporation of the voting or Equity Securities of the corporation of the voting or Equity Securities of the corporation of the voting or Equity Securities of the corporation of the voting or Equity Securities of the corporation of the voting or Equity Securities of the corporation of the voting of th	Percentage of Interest  Oration; and each stockholder who dirporation.  Nature and Percentage of Stock Ownership  DLDERS:	

# Document Page 33 of 39 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Melinda Gladys Horton, Debtor

Attorney for Debtor: Wylie W Mok

	STATEMENT OF FIN	
22b. If the debtor is a corporation immediately preceding the com		ationship with the corporation terminated within one (1) year
Name and Address	Title	Date of Termination
If the debtor is a partnership or form, bonuses, loans, stock rec	•	A COPORATION:  outions credited or given to an insider, including compensation in arther perquisite during one year immediately preceding the
Name and Address of Recipient, Relationship to Debtor	Date and Purpose of Withdrawal	Amount of Money or Description and value of Property
•	st the name and federal taxpayer identifi	cation number of the parent corporation of any consolidated group ithin six (6) years immediately preceding the commencement of the
Name of Parent Corporation	Taxpayer Identification Number (EIN)	
	•	ntification number of any pension fund to which the debtor, as an 6) years immediately preceding the commencement of the case.
Name of Pension Fund	TaxPayer Identification Number (EIN)	of years minimizately preceding the commencement of the case.

Case 08-34209 Doc 1 Filed 12/15/08 Entered 12/15/08 15:07:55 Desc Main Document Page 34 of 39

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Melinda Gladys Horton, Debtor

Attorney for Debtor: Wylie W Mok

# STATEMENT OF FINANCIAL AFFAIRS

### **DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR**

I declare under penalty of perjury that I have read the answers contained in the foregoing statement of financial affairs and any attachment thereto and that they are true and correct.

Dated: 12/12/2008 /s/ Melinda Gladys Horton

**Melinda Gladys Horton** 

X Date & Sign

Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. Sections 152 and 3571

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Melinda Gladys Horton, Debtor

Attorney for Debtor: Wylie W Mok

# **SUMMARY OF SCHEDULES**

Indicate as to each schedule whether that schedule is attached and state the number of pages in each. Report the totals from Schedules A, B, C, D, E, F, I and J in the boxes provided. Add the amounts from Schedules A and B to determine the total amount of the debtor's assets. Add the amounts from Schedules D, E, and F to determine the total amount of the debtor's liabilities. Individual debtors also must complete the "Statistical Summary of Certain Liabilities and Related Data" if they file a case under chapter 7, 11, or 13.

			AMOU	INTS SCHEDULED	
Name of Schedule	Attached YES   NO	Pages	Assets	Liabilities	Other
SCHEDULE A - Real Property	Yes	1	\$-	\$-	\$-
SCHEDULE B - Personal Property	Yes	3	\$1,625	\$-	\$-
SCHEDULE C - Property Claimed as Exempt	Yes	1+	\$-	\$-	\$-
SCHEDULE D - Creditors Holding Secured Claims	Yes	1+	\$-	\$-	\$-
SCHEDULE E - Creditors Holding Unsecured Priority Claims	Yes	2	\$-	\$-	\$-
SCHEDULE F - Creditors Holding Unsecured Nonpriority Claims	Yes	1+	\$-	\$13,323	\$-
SCHEDULE G - Executory Contracts and Unexpired Leases	Yes	1	\$-	\$-	\$-
SCHEDULE H - CoDebtors	Yes	1	\$-	\$-	\$-
SCHEDULE I - Current Income of Individual Debtor(s)	Yes	1	\$-	\$-	\$2,426
SCHEDULE J - Current Expenditures of Individual Debtor(s)	Yes	1	\$-	\$-	\$2,120
TOTALS			\$ 1,625 TOTAL ASSETS	\$ 13,323 TOTAL LIABILITIES	

Case 08-34209 Doc 1 Filed 12/15/08 Entered 12/15/08 15:07:55 Desc Main Document Page 36 of 39

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

Melinda Gladys Horton / Debtor Bankruptcy Docket #:

Attorney for Debtor: Wylie W Mok

# STATISTICAL SUMMARY OF CERTAIN LIABILITIES - 28 U.S.C. § 159

If you are an individual debtor whose debts are primarily consumer debts as defined in 101(8) of the Bankruptcy Code (11 U.S.C. 101(8)), filing a case under chapter 7, 11 or 13, you must report all information requested below

Check this box if you are an individual debtor whose debts are NOT primarily consumer debts and, therefore, are not required to report any information here.

This information is for statistical purposes only under 28 U.S.C § 159
Summarize the following types of liabilities, as reported in the Schedules, and total them

Type of Liability	Amount
Domestic Support Obligations (From Schedule E)	\$ 0
Taxes and Certain Other Debts Owed to governmental Units (From Schedule E)	\$ 0
Claims for Death or Personal Injury While Debtor was Intoxicated (From Schedule E) whether disputed or undisputed)	\$ 0
Student Loan Obligations (From Schedule F)	\$ 0
Domestic Support Separation Agreement and Divorce Decree Obligations Not Reported on (Schedule E).	\$ 0
Obligations to Pension or Profit Sharing and Other Similar Obligations (From Schedule F)	\$ 0
TOTAL	\$ 0

### State the following:

Average Income (from Schedule I, Line 16)	\$ 2,426.00
Average Expenses (from Schedule J, Line 18)	\$ 2,120.00
Current Monthly Income (from Form 22A Line 12; or, Form 22B Line 11; or, Form 22C Line 20)	\$ 2,665.03

### State the following:

1. Total from Schedule D, "UNSECURED PORTION, IF ANY" column		\$ 0.00
2. Total from Schedule E, "AMOUNT ENTITLED TO PRIORITY" column	\$ 0.00	
3. Total from Schedule E, "AMOUNT NOT ENTITLED TO PRIORITY, IF ANY" Column		\$0
4. Total from Schedule F		\$ 13,323.00
5. Total of non-priority unsecured debt (sum of 1,3 and 4)		\$ 13,323.00

Case 08-34209 Doc 1 Filed 12/15/08 Entered 12/15/08 15:07:55 Desc Main Document Page 37 of 39

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Melinda Gladys Horton Debtor Bankruptcy Docket #:

Attorney for Debtor: Wylie W Mok

### **DECLARATION CONCERNING DEBTOR'S SCHEDULES**

### DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR

I declare under penalty of perjury that I have read the foregoing summary and schedules, and that they are true and correct to the best of my knowledge, information and belief. I have disclosed on the foregoing schedules all property or assets I may have an interest in, the correct value of it, and every debt I may be liable for. I accept the risk that some debts won't be discharged. I have been advised of the difference between Chapter 7 and Chapter 13, income & expense concepts, budgeting, and have made full disclosure.

Debtor's attorney has advised debtor that creditors can object to discharge of their debt on a variety of grounds including fraud, recent credit usage, divorce and support obligations and reckless conduct.

Debtor's attorney has advised debtor that non-dischargeable debts such as taxes, student loans, fines by government units and liens on property of debtor are generally unaffected by bankruptcy.

Dated: 12/12/2008 /s/ Melinda Gladys Horton

Melinda Gladys Horton

X Date & Sign

if joint case, both spouses must sign. If NOT a joint case the joint debtor will NOT appear.

Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. Sections 152 and 3571

### DECLARATION AND SIGNATURE OF NON-ATTORNEY BANKRUPTCY PETITION PREPARER (See 11 U.S.C. 110)

Non-Attorney Petition Preparers were **NOT** used to prepare any portion of this petition. All documents were produced by the Law Offices of Peter Francis Geraci.

THIS SECTION ONLY APPLIES TO PETITION PREPARERS AND HAS NOTHING TO DO WITH THIS CASE

### DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF A CORPORATION OR PARTNERSHIP

This is a personal bankruptcy for an individual(s) and **NOT** a corporation or partnership.

THIS SECTION ONLY APPLIES TO CORPORTATIONS & PARTNERSHIPS AND HAS NOTHING TO DO WITH THIS CASE

Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. Sections 152 and 3571

# Document Page 38 of 39 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Melinda Gladys Horton, Debtor
Attorney for Debtor: Wylie W Mok

## **VERIFICATION OF CREDITOR MATRIX**

The above named Debtor(s) hereby verify that the attached list of creditors is true and correct to the best of our knowledge.

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT.

Dated: 12/12/2008 /s

/s/ Melinda Gladys Horton
Melinda Gladys Horton

X Date & Sign

<sup>\*</sup> Joint debtors must provide information for both spouses. Penalty for making a false statement or concealing property: Fine up to \$500,000 or up to 5 years imprisonment or both. 18 U.S.C. 152 and 3571.

**Melinda Gladys Horton Debtor** 

# NOTICE TO INDIVIDUAL CONSUMER DEBTOR(S)

In accordance with § 342(b) of the Bankruptcy Code, this notice: (1) Describes briefly the services available from credit counseling services; (2) Describes briefly the purposes, benefits and costs of the four types of bankruptcy proceedings you may commence; and (3) Informs you about bankruptcy crimes and notifies you that the Attorney General may examine all information you supply in connection with a bankruptcy case. You are cautioned that bankruptcy law is complicated and not easily described. Thus, you may wish to seek the advice of an attorney to learn of your rights and responsibilities should you decide to file a petition. Court employees cannot give you legal advice.

### 1. Services Available from Credit Counseling Agencies

With limited exceptions, § 109(h) of the Bankruptcy Code requires that all individual debtors who file for bankruptcy relief on or after October 17, 2005, receive a briefing that outlines the available opportunities for credit counseling and provides assistance in performing a budget analysis. The briefing must be given within 180 days <u>before</u> bankruptcy filing. Briefing may be provided individually or in a group (including briefings conducted by telephone or on the Internet) must be provided by nonprofit budget & credit counseling agency approved by the United States trustee or bankruptcy administrator. The clerk of the bankruptcy court has a list that you may consult of the approved budget and credit counseling agencies.

In addition, after filing a bankruptcy case, an individual debtor generally must complete a financial management instructional course before he or she can receive a discharge. The clerk also has a list of approved financial management instructional courses.

### 2. The Four Chapters of the Bankruptcy Code Available to Individual Consumer Debtors

Chapter 7: Liquidation (\$245 filing fee, \$39 administrative fee, \$15 trustee surcharge: Total fee \$299)

- 1. Chapter 7 is designed for debtors in financial difficulty who do not have the ability to pay their existing debts. Debtors whose debts are primarily consumer debts are subject to a "means test" designed to determine whether the case should be permitted to proceed under chapter 7. If your income is greater than the median income for your state of residence and family size, in some cases, creditors have the right to file a motion requesting that the court dismiss your case under § 707(b) of the Code. It is up to the court to decide whether the case should be dismissed.
- 2. Under chapter 7, you may claim certain of your property as exempt under governing law. A trustee may have the right to take possession of and sell the remaining property that is not exempt and use the sale proceeds to pay your creditors.
- 3. The purpose of filing a chapter 7 case is to obtain a discharge of your existing debts. If, however, you are found to have committed certain kinds of improper conduct described in the Bankruptcy Code, the court may deny your discharge and, if it does, the purpose for which you filed the bankruptcy petition will be defeated.
- 4. Even if you receive a general discharge, some particular debts are not discharged under the law. Therefore, you may still be responsible for most taxes and student loans; debts incurred to pay nondischargeable taxes; domestic support and property settlement obligations; most fines, penalties, forfeitures, and criminal restitution obligations; certain debts which are not properly listed in your bankruptcy papers; and debts for death or personal injury caused by operating a motor vehicle, vessel, or aircraft while intoxicated from alcohol or drugs. Also, if a creditor can prove that a debt arose from fraud, breach of fiduciary duty, or theft, or from a willful and malicious injury, the bankruptcy court may determine that the debt is not

### Chapter 13: Repayment of All or Part of Debts of an Individual with Regular Income (\$235 filing fee, \$39 administrative fee: Total \$274)

- 1. Chapter 13 is designed for individuals with regular income who would like to pay all or part of their debts in installments over a period of time. You are only eligible for chapter 13 if your debts do not exceed certain dollar amounts set forth in the Bankruptcy Code.
- 2. Under chapter 13, you must file with the court a plan to repay your creditors all or part of the money that you owe them, using your future earnings. The period allowed by the court to repay your debts may be three years or five years, depending upon your income and other factors. The court must approve your plan before it can take effect.
- 3. After completing the payments under your plan, your debts are generally discharged except for domestic support obligations; most student loans; certain taxes; most criminal fines and restitution obligations; certain debts which are not properly listed in your bankruptcy papers; certain debts for acts that caused death or personal injury; and certain long term secured obligations.

### Chapter 11: Reorganization (\$1000 filing fee, \$39 administrative fee: Total fee \$1039)

Chapter 11 is designed for the reorganization of a business but is also available to consumer debtors. Its provisions are quite complicated, and any decision by an individual to file a chapter 11 petition should be reviewed with an attorney.

#### Chapter 12: Family Farmer or Fisherman (\$200 filing fee, \$39 administrative fee: Total fee \$239)

Chapter 12 is designed to permit family farmers and fishermen to repay their debts over a period of time from future earnings and is similar to chapter 13. The eligibility requirements are restrictive, limiting its use to those whose income arises primarily from a family farm or fishing operation.

### 3. Bankruptcy Crimes and Availability of Bankruptcy Papers to Law Enforcement Officials

A person who knowingly and fraudulently conceals assets or makes a false oath or statement under penalty of perjury, either orally or in writing, in connection with a bankruptcy case is subject to a fine, imprisonment, or both. All information supplied by a debtor in connection with a bankruptcy case is subject to examination by the Attorney General acting through the Office of the United States Trustee, the Office of the United States Attorney, and other components and employees of the Department of Justice.

**WARNING:** Section 521(a)(1) of the Bankruptcy Code requires that you promptly file detailed information regarding your creditors, assets, liabilities, income, expenses and general financial condition. Your bankruptcy case may be dismissed if this information is not filed with the court within the time deadlines set by the Bankruptcy Code, the Bankruptcy Rules, and the local rules of the court.

I (We), the debtor(s), affirm that I (we) have received and read this notice.

Dated: 12/12/2008 /s/ Melinda Gladys Horton

**Melinda Gladys Horton** 

**~** 

Sign & Date Here



Sign & Date Here

Dated: 12/15/2008 /s/ Wylie W Mok

Attorney: Wylie W Mok Bar No: 6293407